

STEVEN G. KALAR
Federal Public Defender
SHAWN HALBERT
LARA VINNARD
Assistant Federal Public Defenders
450 Golden Gate Avenue
San Francisco, CA 94102
Telephone: (415) 436-7700

JOHN T. PHILIPSBORN, ESQ.
Law Offices of John T. Philipsborn
507 Polk Street, Suite 350
San Francisco, California 94102
(415) 771-3801
JPhilipsbo@aol.com

Counsel for Defendant ORTIZ

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH ORTIZ,

Defendant.

No. CR-12-0119 SI

APPLICATION AND DECLARATION IN
SUPPORT OF ORDER AUTHORIZING
FILING JOSEPH ORTIZ'S SUBMISSION
RE GOVERNMENT'S MAY 15, 2013
DISCOVERY PRODUCTION
[SUBMITTED IN CONJUNCTION WITH
PUBLICALLY FILED DOCKET NO. 653]
UNDER SEAL

I, SHAWN HALBERT, declare that the following is true and correct to the best of my
knowledge and apply for a sealing order accordingly:

- I am an Assistant Federal Public Defender in the Northern District of California. John Philipsborn and my office have been appointed to represent defendant Joseph Ortiz in the above-captioned matter.

1 2. In conjunction with the filing of Joseph Ortiz's Response to Government's Notice of
2 Compliance (Docket No. 635) and Government's Response to Court's Order to Produce
3 Unredacted Documents (Docket No. 650), filed on May 21, 2013, Docket No. 653, Mr. Ortiz
4 wishes to describe for the Court in more detail the nature of the government's May 15, 2013
5 discovery production and some obvious omissions. However, because the government
6 produced the materials under the terms of this Court's Heightened Protective Order and
7 because Mr. Ortiz needs to discuss materials that relate to confidential informants, the
8 submission and exhibits cannot be publically filed. Accordingly, he requests that the filing
9 and its exhibits be under seal, served only on the Court and the government.

10 WHEREFORE, Mr. Ortiz requests an order allowing Joseph Ortiz's Submission re
11 Government's May 15, 2013 Discovery Production [Submitted in Conjunction with Publically Filed
12 Docket No. 653] to be filed under seal.

13 Dated: May 22, 2013

14
15 Respectfully submitted,

16 SHAWN HALBERT
17 LARA VINNARD
18 JOHN T. PHILIPSBORN

19 By: /s/ Shawn Halbert
20 Attorneys for Joseph Ortiz
21
22
23
24
25
26


IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) No. CR-12-0119 SI
)
Plaintiff,) ~~[PROPOSED]~~ ORDER
)
v.)
)
JOSEPH ORTIZ,)
)
Defendant.)
_____)

On the application of counsel for defendant Joseph Ortiz and good cause appearing therefore,
IT IS HEREBY ORDERED that Joseph Ortiz's Submission re Government's May 15, 2013
Discovery Production [Submitted in Conjunction with Publically Filed Docket No. 653] be filed
under seal, to be served only on the Court and counsel for the government.

IT IS SO ORDERED.

DATED: 5/23/13



HONORABLE SUSAN ILLSTON
United States District Judge